

MINUTES OF REGULAR COUNCIL MEETING DECEMBER 11, 2018

The Shenandoah City Council met in regular session on December 11, 2018 at 6:00 P.M. in the Council Chambers of City Hall. Present were Mayor Richard Hunt and Councilmembers Rita Gibson, Robert Burchett, Kim Swank, Toni Graham and Aaron Green. Also present, were City Clerk/Treasurer Karla Gray, City Administrator AJ Lyman and City Attorney Mahlon Sorensen.

Graham moved, Burchett seconded approving the agenda. Passed unanimously.

At 6:02 P.M., the Mayor announced that this was the date, time, and place for the public hearing on approving the amendments of Chapter 90 Water Service System Sections 90.07, 90.11 and 90.14 and Chapter 92 Water Rates Sections 92.05, 92.07, 92.09 and 92.10, First Reading. No comments were made.

The Mayor closed the Public Hearing at 6:04 P.M.

At 6:04 P.M., the Mayor announced that this was the date, time, and place for the public hearing on approving the proposed amendment of Zoning Ordinance of 1982 Section 12 Board of Zoning Adjustment, Paragraph 12.1 [2 Members serve a 3-year term and 3 members from the Planning and Zoning Commission serve a 5-year term], First Reading. No comments were made.

The Mayor closed the Public Hearing at 6:05 P.M.

At 6:05 P.M., the Mayor announced that this was the date, time, and place for the public hearing on the amendment of the zoning of 1207 W. Ferguson Rd. [Property is currently zoning as Light Industrial and requested to be zoned as Heavy Industrial], First Reading. Citizens Betty and Jim Martin raised concerns about the construction of a transfer station in City Limits and DNR regulation compliance. City Attorney Sorensen stated that the zoning request is an attempt to be permitted by the Iowa DNR to continue operation as they have in the past. Citizen Jerry Scharp made a statement that if the zoning request is denied, the DNR won't allow a transfer station and the City would not be able to hold City Wide Clean-up for Citizens. Councilmember Graham questioned the current permits and operations of Shenandoah Sanitation. City Attorney Sorensen reiterated that the zoning request is separate from the Transfer Station permit that is through the Iowa DNR.

The Mayor closed the Public Hearing at 6:31 P.M.

Burchett moved, Green seconded approving minutes of the November 27, 2018 Regular meeting. Passed unanimously.

Gibson moved, Burchett seconded to approve the Abstract of Claims #2019-11 for \$399,727.39. Passed unanimously.

Gibson moved, Green seconded approving the following resolution. Green moved, Gibson seconded to waive the 2nd & 3rd readings. Burchett moved, Gibson seconded to adopt. On roll call, the votes were all ayes unanimously. Whereupon the Mayor declared the resolution duly adopted.

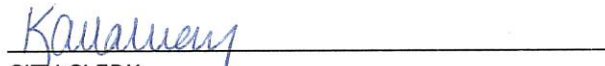
RESOLUTION APPROVING THE AMENDMENTS OF CHAPTER 90 WATER SERVICE SYSTEM SECTIONS 90.07, 90.11 AND 90.14 AND CHAPTER 92 WATER RATES SECTIONS 92.05, 92.07, 92.09 AND 92.10

BE IT HEREBY RESOLVED by the City Council of the City of Shenandoah, Iowa, approving the amendments of Chapter 90 Water Service System Sections 90.07, 90.11 and 90.14 and Chapter 92 Water Rates Sections 92.05, 92.07, 92.09 and 92.10.

CONTINUED MINUTES OF REGULAR COUNCIL MEETING DECEMBER 11, 2018

PASSED AND APPROVED this 11th day of December, 2018.


MAYOR


CITY CLERK

Graham moved, Gibson seconded approving the following resolution. Graham moved, Gibson seconded to waive the 2nd and 3rd readings. Gibson moved, Green seconded to adopt. On roll call, the votes were "Ayes" unanimously. Whereupon the Mayor declared the resolution duly adopted.

RESOLUTION TO APPROVING THE PROPOSED AMENDMENT OF ZONING ORDINANCE OF 1982 SECTION 12 BOARD OF ZONING ADJUSTMENT, PARAGRAPH 12.1 [2 MEMBERS SERVE A 3-YEAR TERM AND 3 MEMBERS FROM THE PLANNING AND ZONING COMMISSION SERVE A 5-YEAR TERM]

BE IT HEREBY RESOLVED by the City Council of the City of Shenandoah, Iowa, to on approving the proposed amendment of Zoning Ordinance of 1982 Section 12 Board of Zoning Adjustment, Paragraph 12.1 [2 Members serve a 3-year term and 3 members from the Planning and Zoning Commission serve a 5-year term].

PASSED AND APPROVED this 11th day of December, 2018.


MAYOR


CITY CLERK

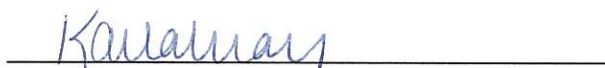
Green moved, Gibson seconded approving the following resolution. On roll call, Green, Gibson, Burchett with "Ayes" and Swank and Graham with "Nays". Passed. Green moved, Gibson seconded to waive the 2nd and 3rd readings. On roll call, the votes were Green, Gibson, Burchett with "Ayes" and Swank and Graham with "Nays". Waiving of the 2nd and 3rd readings Failed. Whereupon the Mayor declared the resolution duly passed.

RESOLUTION TO APPROVING AMENDMENT TO THE ZONING OF 1207 W. FERGUSON RD. OF THE ZONING ORDINANCE OF 1982 AS SUBMITTED BY SHENANDOAH SANITATION [PROPERTY IS CURRENTLY ZONING AS LIGHT INDUSTRIAL AND REQUESTED TO BE ZONED AS HEAVY INDUSTRIAL], FIRST READING.

BE IT HEREBY RESOLVED by the City Council of the City of Shenandoah, Iowa, approving the proposed amendment to the zoning of 1207 W. Ferguson Rd. of the Zoning Ordinance of 1982 as submitted by Shenandoah Sanitation [Property is currently zoning as Light Industrial and requested to be zoned as Heavy Industrial], First Reading.

PASSED AND APPROVED this 11th day of December, 2018.


MAYOR


CITY CLERK

Gibson moved, Burchett seconded approving the following resolution. On roll call, the votes were "Ayes" unanimously. Whereupon the Mayor declared the resolution duly adopted.

RESOLUTION ACCEPTING THE ENACTMENT OF ORDINANCE AUTHORIZING TAX EXEMPTION FOR HINELINE HOME FURNISHING AND DIRECTING CITY CLERK TO PUBLISH PUBLIC HEARING THAT WILL BE HELD ON DECEMBER 18, 2018 AT 6:00 P.M.

BE IT HEREBY RESOLVED by the City Council of the City of Shenandoah, Iowa, approving the enactment of Ordinance authorizing tax exemption for Hiline Home furnishing and directing City Clerk to publish Public Hearing that will be held on December 18, 2018 at 6:00 P.M.

PASSED AND APPROVED this 11th day of December, 2018.

Kavanaugh
CITY CLERK

Richard N. Hunt
MAYOR

Burchett moved, Gibson seconded approving the following resolution. On roll call, the votes were "Ayes" unanimously. Whereupon the Mayor declared the resolution duly adopted.

RESOLUTION APPROVING THE PAYMENT FOR THE 2019 PETERBUILT RURAL FIRE TANKER TRUCK IN THE AMOUNT OF \$170,170.00 TO INTERSTATE TRUCK BODIES, INC. [PAID BY 2018 GO BOND PROCEEDS AND RURAL TOWNSHIP CONTRIBUTIONS]

BE IT HEREBY RESOLVED by the City Council of the City of Shenandoah, Iowa, approving the payment for the 2019 Peterbuilt Rural Fire Tanker Truck in the amount of \$170,170.00 to Interstate Truck Bodies, Inc. [Paid by 2018 GO Bond proceeds and Rural Township Contributions].

PASSED AND APPROVED this 11th day of December, 2018.

Kavanaugh
CITY CLERK

Richard N. Hunt
MAYOR

Graham moved, Swank seconded approving the following resolution. On roll call, the votes were "Ayes" unanimously. Whereupon the Mayor declared the resolution duly adopted.

RESOLUTION RATIFYING AND APPROVING RATE/SALARY FOR FULL-TIME EMPLOYEE OF THE CITY OF SHENANDOAH-POLICE OFFICER [SPENCER RICE, \$19.45/HR. (NON-CERTIFIED)] [OATH OF OFFICE]

WHEREAS, the following position(s) and rate increase(s) have been recommended by the City Council, City Administrator, Police Chief and

WHEREAS, the position and rate set forth have been included in the FY 2019 adopted budget, so


WHEREAS, be it resolved by the City Council of the City of Shenandoah, that the following position and rate be hereby ratified and approved as follows:

Name:	Position:	Amount:
Spencer Rice	Police Officer [Non-Certified]	\$19.45/hr.

BE IT HEREBY RESOLVED by the City Council of the City of Shenandoah, Iowa, ratifying and approving rate/salary for full-time employee of the City of Shenandoah-Police Officer [Spencer Rice, Police Officer, \$19.45/hr. (Non-Certified)] [Oath of Office].

CONTINUED MINUTES OF REGULAR COUNCIL MEETING DECEMBER 11, 2018

PASSED AND APPROVED this 11th day of December, 2018.


MAYOR


CITY CLERK

Green moved, Gibson seconded approving the following resolution. On roll call, the votes were "Ayes" unanimously. Whereupon the Mayor declared the resolution duly adopted.

RESOLUTION APPROVING CEMETERY BOARD'S 2018 ANNUAL REPORT

BE IT HEREBY RESOLVED by the City Council of the City of Shenandoah, Iowa, approving the Cemetery Board's 2018 Annual Report.

PASSED AND APPROVED this 11th day of December, 2018.


MAYOR


CITY CLERK

For Citizens Opportunity to Address the Council-Citizen Barb Davis commented that she and the tax-payers should not pay for the alley resurfacing behind her residence. City Administrator stated that the City and the business owner adjacent to her property have reached a payment agreement to help offset the costs.

For Council/Committee Reports— None.

Items for Future Agenda—Public Hearing-tax Abatement. Swank would like to discuss road resurfacing on Nishna Road from Elm to Hwy 59.

There being no further business, Burchett moved, Graham seconded to adjourn the meeting. The Mayor therefore declared the meeting adjourned at 6:49 P.M. and to reconvene at the next regular council meeting on December 18, 2018 at 6:00 P.M.


MAYOR


CITY CLERK